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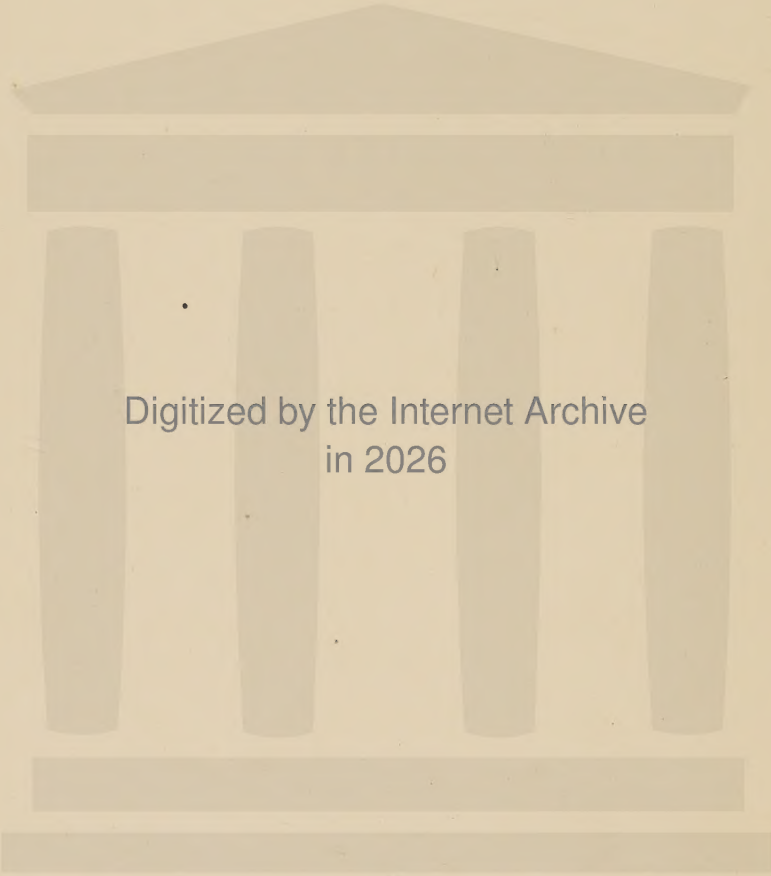
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CATALOGUE OF THE BOOKS

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OF THE

Honourable Society of Gray's Inn :

WITH

AN INDEX OF SUBJECTS.

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1906.

**Masters of the Bench who have filled the Office
of Master of the Library.**

1847. THOMAS JAMES.
1852. WILLIAM JOHN BRODERIP.
1859. JOHN GODFREY TEED.
1863. JAMES BARSTOW.
1867. WILLIAM MAWDESLEY BEST.
1869. JOHN ARCHIBALD RUSSELL.
1899. WILLIAM BOWEN ROWLANDS.
1903. JAMES MULLIGAN.



PREFACE

THE earliest mention of the Library of the Honourable Society of Gray's Inn which has been found is contained in the will of Robert Chaloner, dated in the year 1555. Robert Chaloner, who had been a Reader of the Society, made a bequest in the words following:—

“I will that all my bookes of lawe, as well those whiche ar at Yorke as at my house, also all those whiche be at London, yf theie can be conveied, hadde, or caryed by any meanes to Grauisin, to my cosin, Robert Nowell, and then xls. in moneye to be delyvered unto the said Robert Nowell, to th' entent that he maie by cheines therwith and fasten so manye of them in the Librarye at Grauisin as he shall thinke convenyente and all the residue whiche are not necessarye for the said Librarye my said cosin Nowell to take or gyve at his pleasure.” (*See Douthwaite's "Gray's Inn, its History and Associations," p. 175.*)

Many books in the Library have attached to their covers the iron rings by which they were secured, but the chains purchased by Robert Nowell with the money bequeathed to him to “by cheines” have not been preserved. There were so few law books published in England at the date of Chaloner's will that it was not thought necessary to have a Librarian either at Gray's Inn or at other Inns of Court. Recourse was had to the use of chains by all the Inns (“Lincoln's Inn Black Books,” vol. II., pp. 75, 301, 397; “Inner Temple Records,” vol. II., pp. xxxiii, 45; “Middle Temple Records,” vol. III., p. 1417), a clumsy expedient which did not answer anywhere.

When the Inner Temple Library was repaired in 1553, it was found necessary to close up a door into a chamber “for the safeguard” of the books that should be there brought and laid for the maintenance and learning of the laws of the realm (“Inner Temple Records,” vol. I., p. 169).

As to the Middle Temple, Dugdale says ("Origines Juridiciales," 2nd ed., p. 197):—

"They [the members of the Middle Temple] now have no Library, so that they cannot attaine to the knowledge of divers learnings, but to their great charges, by the buying of such bookes, as they lust to study. They had a simple Library, in which were not many bookes besides the Law; and that Library, by meanes that it stood allwayes open, and that the learners had not each of them a Key unto it, it was at the last robbed and spoiled of all the bookes in it."

The Library in Gray's Inn was exposed to the like risks. But this backward state did not last long. Bacon, during the fifty years (1576-1626) of his membership of Gray's Inn, and Hale, during his membership (1628-1676) of Lincoln's Inn, did much to advance the law libraries. This may be inferred from the Harleian MS., No. 5900 (*circa* 1707), from which the following extracts are taken:—

"An acco^{tt} of y^e several Libraries Publick & Private in & about London for y^e satisfaction of y^e Curious, whether Natives or Foreigners.

* * * * *

I thought fit to inform y^e World y^t in London & Westminster are not only abundance of rare Printed books & MSS. but Antiquities, as Statues, Medals, Paintings & many other Curiosities both in Art & Nature w^{ch} may vie w^h any City in Europe Rome excepted. * * * * *

[There follows a description of libraries in:—

1. The Tower.
2. The Great Cloyster of the Abbey of Westminster.
3. The Palace of St. James.
4. The Church of St. Martin's-in-the-Fields.
5. Lambeth Palace.]

Grays Inn hath a Library of y^e use of y^e Society & Students of y^t House mostly consisting of Books relating to y^e Law & History first founded by y^e L^d Verulam.

Lincolns Inn hath a good Library of y^e Law, much augmented by y^e addition of y^e L^d Chief Justice Hales's who gave y^m by Will to y^e Society. They are an admirable collection

relating to y^e Laws of this Nation, many of them are MSS. of his own hand Writing.

In y^e Middle Temple is a considerable Library for [sic] Common and Civil Law, English Historians &c. Constant attendance is given there at studying hours. W^a Williams Esq. is y^e present Librarian. S^r Creswell Levings (? Levinz) printed a Catalogue thereof but would not suffer it to be made publick printing but a very few w^{ch} he gave to his friends.

In 1645, before the Harleian MS. already mentioned was completed, a Library-keeper had been appointed for Gray's Inn Library. On May 14th, 1669, he was ordered by the Masters of the Bench to make an exact catalogue of the said Library and of the books to be brought in. It is not known what was done under this order. The earliest catalogue of the books of the Society in existence was compiled in pursuance of an Order of Pension of May 6th, 1689, and shows that the Library then contained 320 volumes.

On the 10th of February, 1725, a committee of Masters of the Bench was appointed by Order of Pension "to see what books are necessary to complete the Library as to all law books and to provide the Library with such as they shall see wanting or necessary to complete the same as aforesaid."

Since the Pension Order of 1725, more than 20,000 volumes have been acquired for the Library, many are being added from month to month, and the shelves of the Library are now filled with a multitude of writings which no man can master. The volumes in the Libraries of the other Inns of Court have increased and are increasing proportionately, and there is the risk that each Law Library may become in part a mausoleum of calf-skin precedents. When there was not more than one work on English Law for every hundred now published, Bacon said ("An offer to King James of a Digest to be made of the Laws of England") :—

"Now for the Lawes of England, (if I shall speake my

Opinion of them, without partiality, either to my Profession, or Country,) for the Matter and Nature of them, I hold them Wise, Just, and Moderate Lawes: They give to God, they give to Cæsar, they give to the Subject, what appertaineth. It is true, they are as mixt, as our Language, compounded of British, Roman, Saxon, Danish, Norman Customes. And surely, as our Language is thereby so much the richer; so our Lawes are Likewise by that Mixture, the more compleat.

* * * * *

I have commended them [the Laws of England] before for the Matter, *but surely they aske much Amendment for the Forme; which to reduce and perfect, I hold to be one of the greatest Dowries, that can be confer'd upon this Kingdome*: Which work, for the Excellency, as it is worthy your Majesties Act and Times, So it hath some circumstance of Propriety agreeable to your Person."

It is not unfair to say that there has not, since Bacon wrote, been 'much Amendment for the Forme.'

Has not the time come when the Masters of the Bench should, in the interest of the members of the Society, endeavour to procure the appointment of a Joint Committee of the four Inns of Court (analogous to the Statute Law Committee) to collect the law from the mass of authorities present and past, obtaining and obsolete, which now constitute our libraries, and to sift, revise, arrange and consolidate all that is in force and useful? Bearing in mind the fact that uncertainty tends to encourage rather than to extinguish the contentions of mankind, could not the Laws of the Realm be "reduced and perfected" and embodied in less than a hundred readable volumes? The existing works, ancient and modern—all the present materials for research and pleasure would, of course, remain accessible to the lover of law and the lover of books.

"Οἷδαμεν δὲ, ὅτι καλὸς ὁ νόμος, εἰάν τις αὐτῷ νομίμως χρῆται."

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JAMES MULLIGAN.

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The Institutes of Justinian : translated, with notes.
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Letter to the Earl of Abingdon . . . in which his Lordship's candid
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the present Protestant heirs, is *de jure*, and justify^d by the
fundamental laws of Great Britain . . . fol. 1727

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Bürgerliches Gesetzbuch nebst Einführungsgesetz. See CODES,
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Reports of cases argued and determined before the Lords Commissioners of Appeals in Prize Causes, also on appeal to the King in Council, from June, 1809, to July, 1811 ; with an appendix containing Orders in Council. 2 vols. 8vo. 1811

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Mithridates, oder allgemeine Sprachenkunde, mit dem Vater Unser
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The history of England, from the accession to the decease of King
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See also QUEEN'S BENCH REPORTS.

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from Easter term, 1834, to Michaelmas term, 1837; and in the Court
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1841. 12 vols. 8vo. 1835-42

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1. The homilies of the Anglo-Saxon Church. The first part con-
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Chronicon Æthelwardi. [*Record Commission*, No. 24.]

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De morte et sepultura Henrici regis Angliæ junioris. [*Britain* No. 66.]

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7 vols. in 1. fol. 1880-82

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AKERMAN, John Yonge.

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ALABAMA CLAIMS.

Treaty between her Majesty and the United States of America, signed at Washington, May 8th, 1871. fol. 1871

Case presented on the part of the Government of her Britannic Majesty to the Tribunal of Arbitration, constituted under Article I. of the treaty concluded at Washington on the 8th May, 1871, between her Britannic Majesty and the United States of America.

fol. [1872]

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- 4.—General correspondence on the "Alabama" claims presented to Parliament.
- 5.—Papers relating to the "Florida," "Alabama," "Shenandoah," "Chickamauga," "Tallahassee," and "Retribution"; correspondence of the government of the United States, and opinions of United States' Attorneys-General, relative to the preservation of neutrality.
- 6.—Correspondence respecting the reception of Confederate Cruisers in ports of other countries; papers relating to the supply of arms to the United States from Great Britain, during the civil war.
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The case of the United States to be laid before the Tribunal of Arbitration . . . at Geneva. 8vo. 1872

Counter-case presented on the part of the Government of her Britannic Majesty. fol. [1872]

Alphabetical list of the documents and correspondence submitted, with the cases and counter-cases of the United States and of Great Britain, to the Tribunal of Arbitration at Geneva. fol. 1872

The counter-case of the United States, presented to the Tribunal of Arbitration at Geneva under the provisions of the treaty of Washington; with an appendix containing additional documents, correspondence, and evidence. fol. *Paris*, 1872

Documents accompanying the counter-case of the United States, and Cuban correspondence 1866-71. fol. *Paris*, [1872]

Argument or summary, showing the points and referring to the evidence relied upon by the Government of her Britannic Majesty, in answer to the claims of the United States, presented to the Tribunal of Arbitration at Geneva. fol. [1872]

The indirect claims of the United States under the treaty of Washington of May 8th, 1871, as submitted to the Tribunal of Arbitration at Geneva, by W. B. Lawrence. 8vo. *Providence*, 1872

Proceedings of the Tribunal of Arbitration at Geneva. 2 vols. fol. 1873

Part 1.—Protocols, correspondence . . .

2.—The Award, and the reasons of Sir Alexander Cockburn for dissenting from the award.

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Notes and commentaries on Chinese Criminal Law and cognate topics; with special relation to ruling cases: together with a brief excursus on the law of property chiefly founded on the writings of the late Sir C. Alabaster. 8vo. 1899

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Life of Thomas Becket. [*Britain*, No. 67.]

ALAND, Georg. David.

De statu hominum apud veteres Germanos. [*German University Tracts*, vol. 14.] 4to. *Lipsiæ*, 1745

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ALCOCK, John C.

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8vo. *Dublin*, 1837

Reports of King's Bench cases, Ireland. *See* COOKE, J. R.

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Reports of cases argued and determined in the Courts of King's Bench and Exchequer Chamber in Ireland, from Trinity term, 1831 to Trinity vacation, 1833.

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ALEMBERT, Jean le Rond d'.

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De rebus gestis Alexandri Magni. *See* CURTIUS, Quintus.

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The Attorney-General v. Sillem and others, claiming the vessel "Alexandra," seized under the Foreign Enlistment Act (59 Geo. III., cap. 69).

Report of the trial before the Right Hon. the Lord Chief Baron and a special jury; with an appendix. 8vo. 1863

Report of the arguments on the application of the Attorney-General, for leave to move for a new trial . . . together with the judgment of the Court; and also an appendix containing various documents referred to.

8vo. 1864

ALEXANDRA CASE—*continued*.

Report of the argument on the preliminary objection to the jurisdiction of the Exchequer Chamber, on appeal under the new rules of the Court of Exchequer, . . . together with the judgment of the Court; and an appendix containing the rules and statutes referred to, and an abstract of the case on appeal to the Exchequer Chamber. 8vo. 1864

Report of the arguments on the case, on appeal against the decision of the Court of Exchequer Chamber on the preliminary objection to the jurisdiction of that Court, under the new rules of the Court of Exchequer, applying the Common Law Procedure acts to the revenue side of the Exchequer; together with the judgment of the House of Lords. . . . 8vo. 1864

On appeal in the House of Lords from the Exchequer Chamber: joint case on appeal, and appendix thereto. 4to. [1864]

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Fides regia Britannica, sive annales ecclesiæ Britannicæ . . . 4 vols. fol. *Leodii*, 1663

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The whole works of King Alfred the Great; with preliminary essays illustrative of the history, arts, and manners of the ninth century. 2 vols. 8vo. 1858

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Tagore Law Lectures, 1884: the law relating to gifts, trusts, and testamentary dispositions among the Mahommedans (according to Hanafi, Maliki, Shâfeî, and Shiah schools): compiled from authorities in the original Arabic, with notes . . . and an introduction on the growth and development of Mahommedan jurisprudence. 8vo. *Calcutta*, 1885

The Spirit of Islam, or the life and teachings of Mohammed. Second edition. 8vo. 1896

ALISON, Sir Archibald.

History of Europe, from the commencement of the French Revolution, in 1789, to the Restoration of the Bourbons, in 1815. Seventh edition. 20 vols. 8vo. 1847-48

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The law relating to Goodwill. 8vo. 1889

The law of Compensation. *See* BROWNE, John Hutton Balfour.

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ALLEGIANCE.

The mirrour of allegiance: or, a looking-glasse for the English, wherein they may reade their duty towards God and their King, and how to carry themselves in the taking or refusing of Oaths and Covenants. 4to. 1647

[Bound with Digges's *Unlawfulness of subjects taking up armes against their Sovereigne*.]

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	<i>Church, E. W.</i>	1884
	<i>Dixon, W. H.</i>	1861, 1862
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Bowen, Lord.	<i>Cunningham, Sir H. S.</i>	1897
Boyle, Hon. R.	<i>Birch, T.</i>	New ed. 1772
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Bramston, Sir J.		
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Charles II.	<i>Harris, W.</i>	1766
Chatham, Earl of.	<i>See Pitt.</i>	
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Coke, Sir Edward.	<i>Johnson, C. W.</i>	1837
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	<i>Phillips, C.</i>	1859
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Magee, Archbishop. <i>Macdonnell, J.C.</i>	1896
Maine, Sir H.S. <i>Duff, Sir M.E. Grant.</i>	1892
Major, J. <i>Mackay, A.J.G.</i> (Scottish History Society, No. 10.)	
Manning, Cardinal. <i>Purcell, E.S.</i>	1895
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More, Sir T. <i>Cayley, A.</i>	1808
<i>More, Sir T.</i>	1726
Napier, Sir J. <i>Ewald, A.C.</i>	1887
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Nelson, Horatio, Viscount. <i>Mahan, A.T.</i>	1897
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Palmerston, Viscount. <i>Ashley, E.</i>	1879
Parnell, C.S. <i>O'Brien, R.B.</i>	1898
Peel, Sir Robert. <i>Parker, C.S.</i>	1891-99
<i>Thursfield, J.R.</i>	1891
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<i>Gribner, M.H.</i>	1727
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<i>Matthæus, A.</i>	1676
<i>Rodenburg, C.</i>	1653
<i>Someren, J.A.</i>	1668
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<i>Mæstertius, J.</i>	1676
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<i>Mascou, J.J.</i>	1753
<i>Melonius, J.</i>	1702
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<i>Noodt, G.</i>	1723
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